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Mail Processing NNUAL AUDITED REPORT **FORM X-17A-5 PART III** 

Washington, DG

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Information Required of Brokers and Dealers Pursuant to Section 17 of the Securities Exchange Act of 1934 and Rule 17a-5 Thereunder

REPORT FOR THE PERIOD BEGINNING	02/01/08 MM/DD/YY	AND ENDING	01/31/09 K MM/DD/YY	
A. 1	REGISTRANT	IDENTIFICATION		
NAME OF BROKER-DEALER:			OFFICIAL USE ONLY	
The Dratel Group, Inc.			FIRM I.D. NO.	
ADDRESS OF PRINCIPAL PLACE OF BUSIN	NESS: (Do not use	e P.O. Box No.)		
300 Pantigo Place		e 118 and Street)		
East Hampton	NY	11937		
(Ĉity)	(State)	(Zip Code)		
NAME AND TELEPHONE NUMBER OF PER	SON TO CONTA		PORT	
William M Dratel	William M Dratel 631-324-5100 (Area Code - Telephone Number)			
		(Titol Code Totophone Pain		
B. A	CCOUNTAN	Γ IDENTIFICATION		
INDEPENDENT PUBLIC ACCOUNTANT wh	ose opinion is co	ntained in this Report*		
McGladrey & Pullen, LLP				
	(Name - if individual, s	state last, first, middle name)		
1185 Avenue of the Americas, N (Address) (City)	ew York	NY	10036 (Zip Code)	
CHECK ONE:  Certified Public Accountant Public Accountant Accountant not resident in United	States or any of i	ts possessions.	•	
	FOR OFFICIAL	L USE ONLY		

\* Claims for exemption from the requirement that the annual report be covered by the opinion of an independent public accountant must be supported by a statement of facts and circumstances relied on as the basis for the exemption. See Section 240.17a-5(e)(2)

Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB control number.

#### **OATH OR AFFIRMATION**

I, <u>William M Dratel</u>, swear (or affirm) that, to the best of my knowledge and belief the accompanying financial statement and supporting schedules pertaining to the firm of <u>The Dratel Group Inc.</u>, as of <u>January 31, 2009</u>, are true and correct. I further swear (or affirm) that neither the company nor any partner, proprietor, principal officer or director has any proprietary interest in any account classified solely as that of a customer.

CHRISTINA LYNN GABBARD

NOTARY PUBLIC-STATE OF NEW YORK

No. 01GA6085107

Qualified in Suffolk County

My Commission Expires December 23, 2010

Signature
Pt1
Title

Notary Public

This	report ** contains (check all applicable boxes):
V	(a) Facing page.
V	(b) Statement of Financial Condition.
	(c) Statement of Income (Loss).
	(d) Statement of Cash Flows.
	(e) Statement of Changes in Stockholders' Equity or Partners' or Sole Proprietor's Capital.
	(f) Statement of Changes in Liabilities Subordinated to Claims of Creditors.
	(g) Computation of Net Capital
	(h) Computation for Determination of Reserve Requirements Pursuant to Rule 15c3-3.
	(i) Information Relating to the Possession or Control Requirements Under Rule 15c3-3.
	(j) A Reconciliation, including appropriate explanation of the Computation of Net Capital Under Rule 15c3-1 and the
	Computation for Determination of the Reserve Requirements Under Exhibit A of Rule 15c3-3.
	(k) A Reconciliation between the audited and unaudited Statements of Financial Condition with respect to methods of con-
	solidation.
V	(l) An Oath or Affirmation.
	(m) A copy of the SIPC Supplemental Report.
	(n) A report describing any material inadequacies found to exist or found to have existed since the date of the previous audit.

<sup>\*\*</sup>For conditions of confidential treatment of certain portions of this filing, see section 240.17a-5(e)(3).

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## McGladrey & Pullen

**Certified Public Accountants** 

**Independent Auditor's Report** 

To the Stockholder The Dratel Group, Inc. East Hampton, New York

We have audited the accompanying statement of financial condition of The Dratel Group, Inc. (the "Company") as of January 31, 2009 that you are filing pursuant to Rule 17a-5 under the Securities Exchange Act of 1934. This financial statement is the responsibility of the Company's management. Our responsibility is to express an opinion on this financial statement based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the statement of financial condition is free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the statement of financial condition. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall statement presentation. We believe that our audit of the statement of financial condition provides a reasonable basis for our opinion.

In our opinion, the statement of financial condition referred to above presents fairly, in all material respects, the financial position of The Dratel Group, Inc. as of January 31, 2009 in conformity with accounting principles generally accepted in the United States of America.

New York, New York March 27, 2009

Mc Gladrey - Pullin, JJP

### The Dratel Group, Inc.

# Statement of Financial Condition January 31, 2009

See Notes to Statement of Financial Condition.

ASSETS		
Cash	\$	827
Due from Clearing Broker		30,530
Securities Owned, at fair value		185,290
Property and Equipment, at cost, net of accumulated depreciation and amortization of \$127,267		15,272
Cash Surrender Value of Officer's Life Insurance		13,541
Other Assets		16,230
Total assets	\$	261,690
LIABILITY AND STOCKHOLDER'S EQUITY		
Accounts Payable and Accrued Expenses	_\$	38,918
Commitments and Contingency		
Stockholder's Equity:  Common stock - no par value; authorized 200 shares, issued 100 shares, outstanding 29 shares		1,080
Additional paid-in capital Retained earnings		771,285 643,883
		1,416,248
Less treasury stock, at cost - 71 shares		(1,193,476)
Total stockholder's equity		222,772
Total liability and stockholder's equity		261,690

#### **Notes to Statement of Financial Condition**

#### Note 1. Principal Business Activity and Summary of Significant Accounting Policies

The Dratel Group, Inc. (the "Company") is registered under the Securities Exchange Act of 1934 as a broker-dealer and is a member of the Financial Industry Regulatory Authority ("FINRA") and an associate member of the American Stock Exchange.

The Company is a nonclearing broker-dealer and is exempt from the provisions of Rule 15c3-3 as all customers' accounts, as defined, are carried by the clearing broker.

The financial statement has been prepared in conformity with accounting principles generally accepted in the United States of America which require the use of estimates by management.

The Company records income from security transactions and commissions on customers' security transactions on a trade-date basis.

Depreciation and amortization of property and equipment is provided for using accelerated and straight-line methods.

The Company's securities owned of \$185,290, which are made up of common stock, are stated at fair value based on quoted market prices (Level 1) (see note below for SFAS No. 157).

In July 2006, the Financial Accounting Standards Board ("FASB") issued interpretation No. 48, Accounting for Uncertainty in Income Taxes ("FIN 48"). FIN 48 clarifies the accounting for uncertainty in income taxes recognized in an enterprise's financial statements in accordance with Statement No. 109, Accounting for Income Taxes. FIN 48 prescribes a recognition threshold and measurement attribute for the financial statement recognition and measurement of a tax position taken or expected to be taken on a tax return. FIN 48 also provides guidance on derecognition of tax benefits, classification on the balance sheet, interest and penalties, accounting in interim periods, disclosure and transition.

In December 2008, the FASB provided for a deferral of the effective date of FIN 48 for certain nonpublic enterprises to annual financial statements for fiscal years beginning after December 15, 2008. The Company has elected this deferral and, accordingly, will be required to adopt FIN 48 in its fiscal 2010 financial statements. Prior to adoption of FIN 48, the Company will continue to evaluate its uncertain tax positions and related income tax contingencies under SFAS No. 5, *Accounting for Contingencies*. SFAS No. 5 requires the Company to accrue for losses it believes are probable and can be reasonably estimated. While management has not yet completed its analysis, it does not anticipate that the adoption of FIN 48 will have material impact on its financial position, results of operations or cash flows.

Effective January 1, 2008, the Company adopted Statement the Financial Accounting Standards No. 157, Fair Value Measurements ("SFAS No. 157"). SFAS No. 157 defines fair value, establishes a framework for measuring fair value, and expands disclosures about fair value measurement. SFAS No. 157 defines fair value as the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. SFAS No. 157 requires use of a fair value hierarchy that prioritizes the input to valuation techniques used to measure fair value into three broad levels: quoted market prices in active markets for identical assets or liabilities (Level 1); inputs other than quoted market prices that are observable for the asset or liability, either directly or indirectly (Level 2); and unobservable inputs for an asset or liability (Level 3) (see note on securities above).

### **Notes to Statement of Financial Condition**

#### Note 2. Due from Clearing Broker

The clearing and depository operations for the Company's security transactions are provided by one broker pursuant to a clearance agreement. At January 31, 2009, the receivable from the clearing broker represents cash maintained at the clearing broker and commissions receivable earned as an introducing broker for the transactions of its customers.

The Company has agreed to indemnify its clearing broker for losses that the clearing broker may sustain from the customer accounts introduced by the Company. As of January 31, 2009, no amounts were owed to the clearing broker by these customers in connection with normal margin, cash and delivery-against-payment transactions.

In the normal course of business, introduced customers maintain debit balances with the clearing broker. At January 31, 2009, these balances were fully collateralized by securities owned by the customers.

Also, in the normal course of business, customers may sell securities short. Subsequent market fluctuations may require the clearing broker to obtain additional collateral from the Company's customers. It is the policy of the clearing broker to value the short positions and to obtain additional deposits where deemed appropriate.

#### Note 3. Officer's Life Insurance Policy

The Company is the beneficiary of an insurance policy on the Company's officer/stockholder. The policy's face value is \$841,000.

#### Note 4. Property and Equipment

Property and equipment consists of the following at January 31, 2009:

		Recovery Period
Furniture and equipment Leasehold improvements	\$ 68,857 	5 to 7 years Life of lease
	<u>\$ 142,539</u>	

#### Note 5. Commitments and Contingency

The Company is obligated under noncancelable operating leases for office facilities, which expire at various dates through August 2009. The approximate future aggregate amount payable for the year ending January 31, 2010 is \$13,000.

These leases are subject to escalations for increases in the Company's pro rata share of real estate taxes and other expenses.

#### Notes to Statement of Financial Condition

#### Note 5. Commitments and Contingency (Continued)

The Company is currently the subject of various inquiries by FINRA, a securities industry self-regulatory organization, relating to its business. One or more of these inquiries may result in FINRA taking disciplinary or enforcement action against the Company and/or a principal of the Company to whom the Company may provide indemnification. Currently, the likelihood of the assertion of any action by FINRA or the extent of any action that may be taken is unknown. Management plans to defend vigorously against any action that may be initiated by FINRA as a result of one or more of the pending inquiries. Management is of the opinion that the ultimate outcome of this matter would not have a material adverse impact on the financial position of the Company or the results of its operations.

#### Note 6. Provision for Income Taxes

The Company has recorded a deferred tax asset of approximately \$165,000 at January 31, 2009, representing the tax effects of a net operating loss carryforward of approximately \$484,000 expiring during various years through 2029. In recognition of the uncertainty regarding the ultimate outcome of realizing income tax benefits, the Company has recorded a valuation allowance for the entire deferred tax asset.

#### Note 7. Net Capital Requirements

Pursuant to the net capital provisions of Rule 15c3-1 of the Securities Exchange Act of 1934, the Company is required to maintain a minimum net capital, as defined, of not less than \$100,000, or 6-2/3% of aggregate indebtedness, as defined. Net capital and aggregate indebtedness change from day to day, but as of January 31, 2009, the Company had net capital of \$163,477, which exceeded requirements by \$63,477.

# The Dratel Group, Inc.

Independent Auditor's Report on Internal Control
January 31, 2009

Mail Processing Section

MAR 3 1 2009

Washington, DC **105** 

# McGladrey & Pullen

Certified Public Accountants

#### **Independent Auditor's Report on Internal Control**

To the Stockholder The Dratel Group, Inc. East Hampton, New York

In planning and performing our audit of the financial statements of The Dratel Group, Inc. (the "Company") as of and for the year ended January 31, 2009, in accordance with auditing standards generally accepted in the United States of America, we considered the Company's internal control over financial reporting (internal control) as a basis for designing our auditing procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Company's internal control. Accordingly, we do not express an opinion on the effectiveness of the Company's internal control.

Also, as required by Rule 17a-5(g)(1) of the Securities and Exchange Commission (the "SEC"), we have made a study of the practices and procedures followed by the Company, including consideration of control activities for safeguarding securities. This study included tests of compliance with such practices and procedures that we considered relevant to the objectives stated in Rule 17a-5(g) in making the periodic computations of aggregate indebtedness [or aggregate debits] and net capital under Rule 17a-3(a)(11) and for determining compliance with the exemptive provisions of Rule 15c3-3. Because the Company does not carry securities accounts for customers or perform custodial functions relating to customer securities, we did not review the practices and procedures followed by the Company in any of the following:

- (1) Making quarterly securities examinations, counts, verifications, and comparisons and recordation of differences required by Rule 17a-13.
- (2) Complying with the requirements for prompt payment for securities under Section 8 of Federal Reserve Regulation T of the Board of Governors of the Federal Reserve System.
- (3) Obtaining and maintaining physical possession or control of fully paid and excess margin securities of customers as required by Rule 15c3-3.

The management of the Company is responsible for establishing and maintaining internal control and the practices and procedures referred to in the preceding paragraph. In fulfilling this responsibility, estimates and judgments by management are required to assess the expected benefits and related costs of controls and of the practices and procedures referred to in the preceding paragraph and to assess whether those practices and procedures can be expected to achieve the SEC's above-mentioned objectives. Two of the objectives of internal control and the practices and procedures are to provide management with reasonable but not absolute assurance that assets for which the Company has responsibility are safeguarded against loss from unauthorized use or disposition and that transactions are executed in accordance with management's authorization and recorded properly to permit the preparation of financial statements in conformity with generally accepted accounting principles. Rule 17a-5(g) lists additional objectives of the practices and procedures listed in the preceding paragraph.

Because of inherent limitations in internal control and the practices and procedures referred to above, error or fraud may occur and not be detected. Also, projection of any evaluation of them to future periods is subject to the risk that they may become inadequate because of changes in conditions or that the effectiveness of their design and operation may deteriorate.

A control deficiency exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent or detect misstatements on a timely basis. A significant deficiency is a control deficiency, or a combination of control deficiencies, that adversely affects the entity's ability to initiate, authorize, record, process, or report financial data reliably in accordance with generally accepted accounting principles such that there is more than a remote likelihood that a misstatement of the entity's financial statements that is more than inconsequential will not be prevented or detected by the entity's internal control.

A *material weakness* is a significant deficiency, or combination of significant deficiencies, that results in more than a remote likelihood that a material misstatement of the financial statements will not be prevented or detected by the entity's internal control.

Our consideration of internal control was for the limited purpose described in the first and second paragraphs and would not necessarily identify all deficiencies in internal control that might be material weaknesses. We did not identify any deficiencies in internal control and control activities for safeguarding securities that we consider to be material weaknesses, as defined above.

We understand that practices and procedures that accomplish the objectives referred to in the second paragraph of this report are considered by the SEC to be adequate for its purposes in accordance with the Securities Exchange Act of 1934 and related regulations, and that practices and procedures that do not accomplish such objectives in all material respects indicate a material inadequacy for such purposes. Based on this understanding and on our study, we believe that the Company's practices and procedures, as described in the second paragraph of this report, were adequate at January 31, 2009, to meet the SEC's objectives.

This report is intended solely for the information and use of management, the SEC, the Financial Industry Regulatory Authority, and other regulatory agencies that rely on Rule 17a-5(g) under the Securities Exchange Act of 1934 in their regulation of registered broker-dealers, and is not intended to be and should not be used by anyone other than these specified parties.

Mc Gladrey 9 Puller HP New York, New York March 27, 2009

### The Dratel Group, Inc.

Statement of Financial Condition

January 31, 2009

(Filed as PUBLIC information pursuant to Rule 17a-5(d) under the Securities Exchange Act of 1934.)